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CARL J. KUNASEK
CHAIRMAN
JIM IRVIN
COMMISSIONER
WILLIAM A. MUNDELL
COMMISSIONER

IN THE MATTER OF CITIZENS
UTILITIES RURAL COMPANY, INC. TO
ADD CLARIFICATION LANGUAGE TO
THE TARIFF ON THE APPLICATION OF
VOICE GRADE CIRCUITS.

DOCKET NO. T-01954B-00-0146

IN THE MATTER OF THE CITIZENS
TELECOMMUNICATIONS COMPANY
TARIFF FILING DISCONTINUING THEIR
PLATINUM RATE PLAN.

T-02755A-00-0015

IN THE MATTER OF CITIZENS
TELECOMMUNICATIONS COMPANY OF
THE WHITE MOUNTAINS, INC. D/B/A
CITIZENS COMMUNICATIONS
COMPANY OF THE WHITE MOUNTAINS
TO ADD CLARIFICATION LANGUAGE TO
THE TARIFF ON THE APPLICATION OF
VOICE GRADE CIRCUITS.

T-03214A-00-0147

IN THE MATTER OF THE JOINT
APPLICATION OF US WEST
COMMUNICATIONS, INC. AND
CITIZENS UTILITIES RURAL COMPANY,
INC. FOR APPROVAL OF THE TRANSFER
OF ASSETS IN CERTAIN TELEPHONE
WIRE CENTERS TO CITIZENS RURAL
AND THE DELETION OF THOSE WIRE
CENTERS FROM US WEST'S SERVICE
TERRITORY.

T-01954B-99-0737

IN THE MATTER OF CITIZENS
UTILITIES RURAL COMPANY, INC.
TARIFF FILING TO INTRODUCE
AVAILABILITY OF LOCAL CALLING
PLANS TO LOCAL EXCHANGE
TELEPHONE SERVICE CUSTOMERS.

T-01954B-99-0718

1 IN THE MATTER OF CITIZENS
2 UTILITIES RURAL COMPANY, INC.
3 D/B/A CITIZENS COMMUNICATIONS
4 COMPANY OF ARIZONA'S TARIFF
5 FILING TO LIMIT THE SERVICES
6 AVAILABLE FOR SUSPENSION OF
7 SERVICES TO RESIDENTIAL NETWORK
8 ACCESS LINES, END USER ACCESS
9 CHARGES AND CENTRAL OFFICE TOLL
10 RESTRICTION.

T-01954B-99-0598

11 IN THE MATTER OF THE APPLICATION
12 OF CITIZENS UTILITIES COMPANY,
13 ARIZONA ELECTRIC DIVISION, TO
14 REFUND THE CURRENT PURCHASED
15 POWER-FUEL ADJUSTMENT CLAUSE
16 BANK-BALANCE, TO RESET THE
17 PURCHASED POWER-FUEL
18 ADJUSTMENT CLAUSE RATE, AND TO
19 ESTABLISH A PURCHASED POWER-
20 FUEL ADJUSTMENT CLAUSE BANK-
21 BALANCE THRESHOLD.

E-01032C-99-0630

22 IN THE MATTER OF THE APPLICATION
23 OF CITIZENS UTILITIES COMPANY FOR
24 APPROVAL OF ITS PLAN FOR
25 STRANDED COST RECOVERY.

E-01032C-98-0474

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**CITIZENS UTILITIES COMPANY'S OBJECTION TO MARVIN LUSTIGER'S
OMNIBUS MOTION TO INTERVENE**

Citizens Utilities Company ("Citizens") hereby objects to Mr. Lustiger's omnibus motion to intervene in each of the above dockets.


For Mr. Lustiger to be granted intervenor status, R14-3-105 requires that he demonstrate that he will be "directly and substantially affected by the proceedings." Mr. Lustiger has not even alleged that he is a Citizens electric or telephone customer,¹ which should be the initial threshold to be considered as potentially directly and substantially affected by this case. Nor has he demonstrated that his interests would not be adequately represented by the Staff

¹ Nor has Citizens been able to identify him as a customer.

1 or the Residential Utility Consumer Office, or that he would bring any special,
2 relevant expertise to these cases.²

3 Citizens is aware that Mr. Lustiger was granted intervenor status in the
4 proceeding to approve Citizens' transfer of its Arizona Electric assets to Cap Rock
5 Energy.³ This was apparently based upon Mr. Lustiger's assertion in his motion
6 to intervene that he owned thousands of acres of land in Mohave County and that
7 "the value of his assets will be affected by th[e] proceeding."⁴ Mr. Lustiger has
8 made no such assertion in his omnibus motion. Further, the proceedings that are
9 the subject of this motion are all well along, or even over. Mr. Lustiger has
10 offered no basis for his belated interest in these proceedings or excuse why he
11 could not have moved to intervene sooner. Adding another party at this late
12 date, one with no real interest that is not adequately represented by others,
13 could only serve to disrupt the orderly processing of these proceedings. For
14 these reasons, his omnibus motion should be denied.

15 RESPECTFULLY SUBMITTED on June 5, 2000.

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26 ² Citizens has read Mr. Lustiger's description of how Citizens presumably has not objected to this
27 motion. In fact, Mr. Lustiger did not timely serve Citizens with his March 25, 2000, letter.
28 Subsequently, Mr. Lustiger actually moved to intervene in only the Cap Rock docket. To that
29 motion Citizens timely responded, and is now responding to his latest motion.

³ Docket Nos. E-03851A-00-0163, E-01032A-00-0163, E-01032B-00-0163, and E-01032C-00-0163.

⁴ Citizens doubts this assertion, but leaves Mr. Lustiger to his proof.

1 Original and ten copies filed on
2 June 5, 2000, with:
3 Docket Control
4 Arizona Corporation Commission
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